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August 4, 2014

Via Email

Gregg M. Adam
CARROLL, BURDICK & McDONOUGH
44 Montgomery Street, Suite 400
San Francisco, CA 94104

Christopher E. Platten
John McBride
Mark S. Renner
WYLIE, MCBRIDE, PLATTEN & RENNEN
2125 Canoas Garden Ave, Suite 120
San Jose, CA 95125

**Re: Proposed New Ballot Language on Disability Retirement and Exodus
Officers**
MN File No. 135.023

Dear Gregg and Chris:

This letter responds to correspondence dated July 14, 2014 to Arthur Hartinger entitled "Proposed New Ballot Language on Disability Retirement and Exodus Officers.

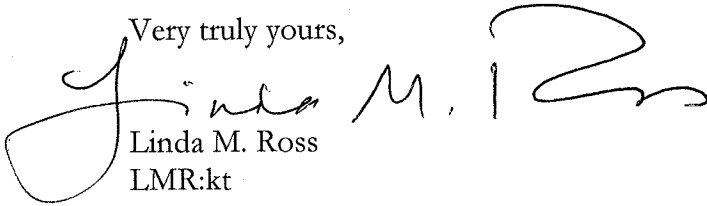
We regret that the POA unequivocally rejected the City's invitation to meet and confer concerning this proposed ballot measure. We understand that the ballot measure may not give the POA everything it wants, but it nevertheless addresses two issues that will provide a benefit to your membership.

The POA has taken the position that Article 19 of the MOA precludes the City from presenting this ballot measure to the voters without POA agreement and that the POA will not engage in any discussion with the City. We believe the POA's position is erroneous, but nevertheless it constitutes a rejection by the POA of the City's invitation to meet and confer, and a waiver of any right to meet and confer.

Gregg McLean Adam
Christopher Platten
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As for IAFF Local 230, the City has not received any response to its offer to meet and confer, which constitutes a rejection of the City's invitation to meet and confer and a waiver of any right to meet and confer.

Very truly yours,

A handwritten signature in black ink, appearing to read "Linda M. Ross", with a large, stylized initial "L" and "R".

Linda M. Ross
LMR:kt

C: Ed Shikada (City Manager)
Pam Antil (Assistant City Manager)
Alex Gurza (Deputy City Manager)
Jennifer Schembri (Deputy Director of Employee Relations)
Rick Doyle (City Attorney)
Nora Frimann (Assistant City Attorney)

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